

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
2 A Limited Liability Partnership  
3 Including Professional Corporations  
4 P. CRAIG CARDON, Cal. Bar No. 168646  
5 DYLAN J. PRICE, Cal. Bar No. 258896  
6 JAY T. RAMSEY, Cal. Bar No. 273160  
7 1901 Avenue of the Stars, Suite 1600  
8 Los Angeles, California 90067-6055  
9 Telephone: 310.228.3700  
10 Facsimile: 310.228.3701  
11 Email: ccardon@sheppardmullin.com  
12 dprice@sheppardmullin.com  
13 jramsey@sheppardmullin.com

14 Attorneys for Defendant  
15 KATE SPADE & COMPANY

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LAURA MARKS, GAYLIA PICKLES  
& DONNA VANDIVER, individually  
and on behalf of all others similarly  
situated,

Plaintiffs,

v.

KATE SPADE AND COMPANY, a  
Delaware corporation; and DOES 1-50,  
inclusive,

Defendant.

Case No. 3:15-CV-05329-VC

**CLASS ACTION**

**STIPULATION TO EXTEND THE  
TIME FOR DEFENDANT KATE  
SPADE & COMPANY TO FILE  
RESPONSE TO SECOND  
AMENDED COMPLAINT  
PURSUANT TO N.D. LOCAL RULE  
6-1(a)**

Pursuant to Northern District Local Rule 6-1(a), defendant Kate Spade & Company (“Kate Spade”) and plaintiffs Laura Marks, Gaylia Pickles and Donna Vandiver (collectively, “Plaintiffs” and with Kate Spade, the “Parties”), by and through their counsel, hereby stipulate as follows:

5 WHEREAS, on May 26, 2016, Plaintiffs filed a Second Amended Complaint  
6 (“SAC”);

7 WHEREAS, on June 9, 2016, Kate Spade filed a motion to dismiss Plaintiffs'  
8 SAC pursuant to Federal Rule of Civil Procedure 12(b)(6) (the "Motion to  
9 Dismiss");

WHEREAS, on July 26, 2016, the Court issued an order denying Kate Spade’s Motion to Dismiss (the “Order”);

WHEREAS, pursuant to Federal Rule of Civil Procedure 12(a)(4), the deadline for Kate Spade's responsive pleading to the SAC is fourteen (14) days after the Court's Order (*i.e.*, August 9, 2016);

WHEREAS, pursuant to Local Rule 6-1(a), the parties have stipulated that  
Kate Spade shall have an extension until August 19, 2016 to file its responsive  
pleading to the SAC;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED that Kate Spade shall  
19 have until August 19, 2016 to file its responsive pleading to Plaintiffs' SAC.

20 | Dated: August 8, 2016 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By \_\_\_\_\_ /s/ *P. Craig Cardon*  
P. CRAIG CARDON  
Attorneys for Defendant  
KATE SPADE & COMPANY

1 Dated: August 8, 2016

MARKUN ZUSMAN FRENIERE & COMPTON

2 By \_\_\_\_\_ */s/ Mark Ozzello*

3 MARK OZZELLO

4 Attorneys for Plaintiffs

LAURA MARKS AND GAYLIA PICKLES

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6 Dated: August 8, 2016

WILLIAMSON LAW FIRM, P.C.

7 By \_\_\_\_\_ */s/ Che' D. Williamson*

8 CHE' D. WILLIAMSON

9 Attorneys for Plaintiff

10 DONNA VANDIVER

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## **CERTIFICATION**

I, Dylan J. Price , am the ECF User whose identification and password are being used to file this Joint Stipulation to Continue Hearing Date. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Mark Ozzello and Che' D. Williamson have concurred in this filing.

Dated: August 8, 2016

SHEPPARD MULLIN RICHTER & HAMPTON  
LLP

By /s/ Dylan J. Price  
Dylan J. Price  
Attorneys for Defendant